IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : Not Yet Assigned (PCT/JP2003/014921)

First Named Inventor : Sadayuki AOKI
Filed : May 19, 2006
TC/A.U. : Not Yet Assigned
Examiner : Not Yet Assigned

Docket No. : 056208.57745US

Customer No. : 23911

Title : Throttle Device and Motor Therefor

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R § 1.97 AND 1.98

Mail Stop PCT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, the attached Form PTO-1449 lists documents which the Examiner may deem relevant to patentability of the claims of the above-identified application.

I. Time Period of Submission

This Information Disclosure Statement is submitted:

Do no later than three months from the application's filing date of 2) before the mailing date of the first Office Action on the merits (whichever is later) or 3) before a first Office Action after the filing of a Request for Continued Examination, and therefore no statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R.§ 1.17(p) is required.
2) after the later of three months from the application's filing date and the mailing date of the first Office Action on the merits, but before a Final Office Action, a Notice of Allowance, or an action closing prosecution (Exparte Quayle), (whichever is earlier), and therefore Applicant is filing concurrently herewith:
a Statement under 37 C.F.R. § 1.97(e); or
a fee in the amount of \$180.00 under 37 C.F.R. § 1.17(p).

3) after either a Final Office Action or a Notice of Allowance, but before payment of the Issue Fee, and therefore Applicant is submitting herewith:
a Statement under 37 C.F.R. § 1.97(e); and
a fee in the amount of \$180.00 under 37 C.F.R. § 1.17(p).
II. Statement Under 37 C.F.R. § 1.97(e)
I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or
I hereby state that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to my knowledge after making a reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement; or
III. Statement under 37 C.F.R. § 1.704(d)
I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this Information Disclosure Statement.
IV. Submission of Non-English Language Documents
The following is a concise explanation of relevance of the non- English language documents listed in the attached Form PTO-1449:
The relevance of document(s) <u>AE-AF</u> to the subject matter of the present invention is/are provided in the specification of the above-identified application.
Corresponding foreign or international report(s) citing document(s) <u>AA, AC, AD, and AF</u> , together with an English-language version(s) (if not already in English) of that portion of the report(s) indicating the degree of relevance found by the foreign office(s) is/are submitted.
English language family member publication(s) of document(s) is/are noted on Form PTO-1449

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Complete if Known Substitute for form 1449A/PTO Application Number INFORMATION DISCLOSURE Filing Date May 19, 2006 STATEMENT BY APPLICANT First Named Inventor Sadayuki AOKI Art Unit **Examiner Name** (use as many sheets as necessary) 2 Sheet of Attorney Docket Number 056208.57745US

			U.S. PATENT DOCU	MENTS	
Examiner Initials'	Cite No.1	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	US- 5,979,405	11-09-1999	Sato et al.	
	AB	US- 2002/0171059 A1	11-21-2002	Sakurai et al.	
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		Foreign Patent Document			Pages, Columns, Lines.	
		Country Code ³ –Number ⁴ –Kind Code ⁵ (if known)			Where Relevant Passages or	T [®]
Examiner	Cite		Publication Date	Name of Patentee or	Relevant Figures	
Initials'	No.1		MM-DD-YYYY	Applicant of Cited Document	Appear	
	AC	JP 2001-346351	12-14-2001	Yoshihiro		Abstrac
	AD	JP 2002-161759	06-07-2002	Yasuhiro et al.		Abstrac
	AE	JP 10-252510	09-22-1998	Sato et al.	Corres. to AA	_
	AF	JP2002-339766	11-27-2002	Sakurai et al.	Corres. to AB	

Examiner	Date
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10/580113 IAP9 Rec'd PCT/PTO 19 MAY 2006

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Substitute for form 1449B/PTO		Complete if Known			
		Application Number			
INFORMATION DISCLOSURE				Filing Date	May 19, 2006
STATEMENT BY APPLICANT				First Named Inventor	Sadayuki AOKI
(use as many sheets as necessary)				Art Unit	
				Examiner Name	
Sheet	2	of	2	Attorney Docket Number	056208.57745US

NON PATENT LITERATURE DOCUMENTS						
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²			
	AG	International Search Report.				
12.1						
Examiner Signature		Date Considered	Y			

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.

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